GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Servants – Registration and Stamps – Surprise Check conducted over the Integrated Check Post of Commercial Tax Department, B.V.Palem, Tada Mandal, SPSR Nellore District on 24/25-03-2015 – Allegations of Corruption – Initiation of Departmental Proceedings against Sri Purimetla Chenchu Rama Rao, ACTO, O/o DCTO, ICP, BV Palem Check Post, SPSR Nellore District (now retired) – Articles of Charges – Orders - Issued.

REVENUE (VIGILANCE-II) DEPARTMENT

G.O.Rt.No.478 Dated:29-06-2022
Read:-

G.O.Ms.No.491, Revenue (Vig.II) Department, Dated:29.06.2022.

***

ORDER:

In pursuance of the sanction accorded by the Government under sub-clause (i) of clause (b) of sub-rule (2) of Rule 9 of the A.P. Revised Pension Rules, 1980 for instituting departmental proceedings against Sri Purimetla Chenchu Rama Rao, Assistant Commercial Tax Officer, O/o Deputy Commercial Tax Officer, Integrated Check Post, BV Palem Check Post, SPSR Nellore District (now retired), vide G.O. read above, it is proposed to hold an enquiry against Sri Purimetla Chenchu Rama Rao, Assistant Commercial Tax Officer, O/o Deputy Commercial Tax Officer, Integrated Check Post, BV Palem Check Post, SPSR Nellore District (now retired) in accordance with the procedure laid down in Rule 20 of Andhra Pradesh Civil Services (Classification, Control and Appeal) Rules.

2. The substance of the imputation of misconduct or misbehaviour in respect of which the inquiry is proposed to be held is set out in the enclosed statement of articles of charge (Annexure-I) and a statement of imputations of misconduct or misbehaviour in support of each article of charge is enclosed (Annexure-II). A list of documents by which and a list of witnesses by whom the articles of charge are proposed to be sustained are also enclosed (Annexure-III and IV).

3. Sri Purimetla Chenchu Rama Rao, Assistant Commercial Tax Officer, O/o Deputy Commercial Tax Officer, Integrated Check Post, BV Palem Check Post, SPSR Nellore District (now retired) is directed to submit his written statement of his defence, within seven days of the receipt of this Order.

4. Sri Purimetla Chenchu Rama Rao, Assistant Commercial Tax Officer, O/o Deputy Commercial Tax Officer, Integrated Check Post, BV Palem Check Post, SPSR Nellore District (now retired) is informed that an inquiry will be held only in respect of those articles of charge as are not admitted. He should, therefore, specifically admit or deny each article of charge.

5. Sri Purimetla Chenchu Rama Rao, Assistant Commercial Tax Officer, SPSR Nellore (now retired) is further informed that if he does not submit his written statement of defence on or before the date specified in para 3 above, further action will be processed based on the material available.

6. Attention of Sri Purimetla Chenchu Rama Rao, Assistant Commercial Tax Officer, O/o Deputy Commercial Tax Officer, Integrated Check Post, BV Palem Check Post, SPSR Nellore District (now retired) is invited to Rule 24 of the Andhra Pradesh Civil Services (Conduct) Rules, 1964 under which no Government servant shall bring or attempt to bring any political or outside influence to bear upon any superior authority to further his interests in respect of matters pertaining to his service under Government. If any representation is received on his behalf from

another person in respect of any matter dealt with in these proceedings, it will be presumed that he is aware of such a representation and that it has been made at his instance and action will be taken against him for violation of Rule 24 of the Andhra Pradesh Civil Services (Conduct) Rules, 1964.

7. The receipt of this order may be acknowledged.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

N.GULZAR
SECRETARY TO GOVERNMENT (CT)

To

Sri Purimetla Chenchu Rama Rao, ACTO, O/o DCTO, ICP, BV Palem Check Post, SPSR Nellore District (now retired) (with Enclosures Annexures I to IV) **through** Chief Commissioner of State Tax, Andhra Pradesh, Eedupugallu, Vijayawada. (with a request to serve the order on the individual and send the served copy with dated signature to Government).

The Chief Commissioner of State Tax, Andhra Pradesh, Eedupugallu, Vijayawada.

Copy to:

The Secretary to Vigilance Commissioner, Andhra Pradesh Vigilance Commission, Velagapudi.

The Director General, Anti Corruption Bureau, Andhra Pradesh, Pandit Nehru Bus Station, NTR Administrative Block, 2nd Floor, Vijayawada.

The Deputy Commissioner, Commercial Taxes, Guntur.

SF / SC.

//FORWARDED:: BY ORDER//

SECTION OFFICER

ANNEXURE-I

STATEMENT OF ARTICLE OF CHARGE FRAMED AGAINST SRI PURIMETLA CHENCHU RAMA RAO, S/O. RAMADAS, ASSISTANT COMMERCIAL TAX OFFICER (RTD.,) OFFICE OF THE DCTO, ICP, B.V.PALEM, SPSR NELLORE DISTRICT.

That Sri Purimetla Chenchu Rama Rao, S/o. Ramadas, Assistant Commercial Tax Officer (Retired) is a native of Rajakamal Road, Ongole, Prakasam District and he was joined as Attender, O/o. the CTO, Kavali on 07.05.1983 and worked as ACTO at ICP, B.V.Palem on deputation from 02.06.2014 to 25.03.2015 (i.e., date of surprise check) later he retired from service on attaining the age of superannuation on 31.05.2018. While he was working as Assistant Commercial Tax Officer at ICP, BV Palem Village, Tada Mandal, SPSR Nellore District on 24/25.03.2015, has committed grave mis-conduct in as much as.

CHARGE: That Sri Purimetla Chenchu Rama Rao, S/o. Ramadas, Assistant Commercial Officer (Rtd.,) while working as Assistant Commercial Tax Officer at the Integrated incoming Commercial Tax Check Post, Bheemuni Vari palem Village, Tada Mandal of SPSR Nellore District, has exhibited gross negligence of duty by collecting mamools ranging from Rs.50/- to Rs.150/- from crew of vehicles plying through the check post and an unaccounted amount of Rs.12,900/- was collected from the crew of vehicles on 24.03.2015 from 23:20 hours to 03:40 hours on 25.03.2015.

Thus, Sri Perimetla Chenchu Rama Rao, S/o. Ramadas, Assistant Commercial Officer (Rtd.,) by his above mentioned acts has exhibited lack of integrity, devotion to duty and thereby contravened Rule 3(1) & 3(2) of APCS (Conduct) Rules, 1964 r/w Rule 9 of A.P. Revised Pension Rules, 1980.

N.GULZAR
SECRETARY TO GOVERNMENT (CT)

//FORWARDED:: BY ORDER//

SECTION OFFICER

ANNEXURE-II

STATEMENT OF IMPUTATIONS OF MISCONDUCT IN SUPPORT OF ARTICLE OF CHARGE FRAMED AGAINST SRI PURIMETLA CHENCHU RAMA RAO, ASSISTANT COMMERCIAL TAX OFFICER (RTD.,) OFFICE OF THE DCTO, ICP, BV PALEM CHECK POST, SPSR NELLORE DISTRICT.

That Sri Purimetla Chenchu Rama Rao, S/o. Ramadas, Assistant Commercial Tax Officer (Rtd.) is a native of Rajakamal Road, Ongole Town, Prakasam District. His date of birth is 01.06.1958 and he entered into the Government Service as office subordinate at CTO, Kavali on 07.05.1983. Sri P. Chenchu Rama Rao worked as ACTO at ICP, BV Palem on deputation from 2.6.2014 to 24/25/3.2015. His basic pay is Rs. 24,950/- and scale of pay is Rs. 14860-39540. He retired from service on 31.05.2018. He is here-in-after referred as Retired Government Servant.

CHARGE: That Sri Purimetla Chenchu Rama Rao, S/o. Ramadas, Assistant Commercial Officer (Rtd.,) while working as Assistant Commercial Tax Officer at the Integratedincoming Commercial Tax Check Post, Bheemunivaripalem Village, Tada Mandal of SPSR Nellore District, has exhibited gross negligence of duty by collecting mamools ranging from Rs.50/- to Rs.150/- from crew of vehicles plying through the check post and an unaccounted amount of Rs.12,900/- was collected from the crew of vehicles on 24.03.2015 from 23:20 hours to 03:40 hours on 25.03.2015.

Brief facts of the case:

On credible information that the officers and staff of integrated check post, B.V.Palem, Tada Mandal, SPSR Nellore District are indulging in corrupt practices and collecting mamools from the crew of vehicles plying through ICP, B.V.Palem, a surprise check was conducted over transport wing and incoming & outgoing commercial tax wings of ICP, BV Palem on 24.03.2015 from 11:30 PM to 07:00 AM on 25.03.2015 with the following 3 teams headed by the DSP, ACB, Nellore Range, Nellore.

1. **Transport Department Wing:** SriR.V.S.N. Murthy, DSP, SI S. Venkateswara Rao, PC's Sk. Abdul Quddus , K. MadhuSudhan Rao, and Sri PujalaVenkata Narayana Divakara Rao, S/o. P. Hanumantha Rao, 49 years, Deputy Executive Engineer, SSLC & SB SUB Division No.2, Podalakuru, & Sri PallaSrinivasulu, S/o. Lingaiah, 40 years, Typist, O/o. the SSLC & SB Circle Office, Dargamitta, Nellore, (Mediators). - Team–1.
2. **Incoming Commercial Tax Check Post:** Inspector M. Krupanandam, HC B. Ravindra, PCs N. Raga Babu, M. MadhuSudhana Rao and Sri MannimalaVenkataRatnam, S/o. Venkaiah, 42 years, Assistant Engineer, O/o. the R & B, Rapur & Sri PulaputturuSrinivasulu, S/o. Chinakasaiah, 44 Years, Junior Assistant, O/o. the Superintendent Engineer, Telugu Ganga Project, Nellore, (Mediators). – Team-2.
3. **Outgoing Commercial Tax Check Post (All Departments):** Inspector N. Siva Kumar Reddy, HC O. Srinivasulu, Sk. ShafiAhammad, K. Subba Rao and Sri ParchuriMallikarjuna Rao S/o. Hazarath, Age: 30 Years, Asst. Executive Engineer, Irrigation Department, SSLC & SB SUB Division No.2, Podalakuru, SPSR Nellore District& Sri MalliMallikarjuna S/o. Guravaiah, Age: 30 Years, Jr. Asst, R&B Department, Nellore Division, Nellore, SPSR Nellore District (Mediators)–Team-3.

The above mentioned 3 teams left the office of the DSP, ACB, Nellore in 3 vehicles on 24.03.2015 at 08.50 PM and reached Integrated check post, BV Palem on 24.03.2015 at 11.00 PM. The DSP got stopped the 3 vehicles at Pudicentre near the Integrated check post. The DSP instructed his officers and men and requested the mediators to form into 3 teams as noted in the above. The DSP explained the first team which was accompanied with him will conduct surveillance and organize surprise check over the Transport Wing check post, team No.2 will conduct surveillance over Commercial Taxes check post (Incoming) and team No.3 will conduct surveillance over Commercial Taxes and other departments i.e. Forest and Mines and Geology check post (outgoing), till the DSP and Mediators No.1 & 2, visits Commercial Taxes Check posts Incoming and Out-going. As per the instructions of the DSP, team No.1 proceeded towards Transport wing along with DSP, while remaining 2 teams proceeded towards Commercial Taxes in coming and out-going of all departments i.e. Commercial Tax, Forest and Mines and Geology

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respectively by walk. The Transport wing of ICP, B.V Palem is located at the western side of NH 16 road facing east in a room with glass pans (RTO Check Post). There noticed that one woman Asst. Motor Vehicle Inspector is present in front of the check post, where as another male Motor Vehicle Inspector, One Constable are present on the NH-16 and clearing traffic. One Attender present near the check post. All are wearing uniforms.

After completion of the proceedings at Transport Wing,Team No.1 proceeded to **Commercial Tax Incoming check post** and found Team No.2 in the said check post premises. The Inspector Sri M. Krupanandam informed to the DSP that as per the instructions they proceeded to the Commercial Tax Incoming check post and on observation they noticed that the staff collecting mamools from the crew of the vehicles who came for verification of records, obtaining tokens and transit passesand while stamping the records, then they proceeded towards the premises of said check post and disclosed their identity and informed the purpose of their visit and asked the officers available in the hall and outside the premises to attend their duties and not to move further. Since then they are watching them and waiting for the arrival of team No.1.

The DSP disclosed his identity and identity of the remaining search party members, to the officers available in the Incoming commercial tax check post and ascertained their identity as follows.

S.No.	Name of the Officer & Rank
1	Sri P. Chenchu Rama Rao, ACTO
2	Sri K.Vishnu Rao, ACTO
3	Sri M. Deva Paul, Sr. Asst
4	Sri P. Padmavathi, Jr. Asst
5	Sri N. Rajendra Prasad, Jr. Asst
6	Sri D. BalaMurali Krishna, Jr. Asst.
7	Sri K. Ramesh, Attender

On the request of the DSP, the officers present in the incoming commercial tax check post produced the amounts available with them. Cross verification of personal cash register and attendance register revealed the following.

Sl. No.	Name of the Officer & Rank	Cash available with the officer	Cash declared in personal cash Register	Attendance Register	Remarks/ Variations in Rs.
1	Sri P. Chenchu Rama Rao, ACTO	Rs.320/-	Rs.500/-	Present	180/- Less
2	Sri K.Vishnu Rao, ACTO	Rs.350/-	Rs.500/-	Present	150/- Less
3	Sri M. Deva Paul, Sr. Asst.	Rs.100/-	Rs.450/-	Present	350/- Less
4	Smt. P. Padmavathi, Jr. Asst	Rs.40/-	Rs.200/-	Present	160/- Less
5	Sri N. Rajendra Prasad, Jr. Asst	Rs.100/-	Rs.300/-	Present	200/- Less
6	Sri D. BalaMurali Krishna, Jr. Asst.	Rs.200/-	Rs.350/-	Present	150/- Less
7	Sri K. Ramesh, Attender	Rs.200/-	Rs.300/-	Present	100/- Less

On the request of DSP, the ACTO Sri P. Chenchu Rama Rao informed that he will produce the duty chart of out-going and incoming check post for the month February, 2015 on 25.03.2015 at 11.00 am, as it is not available at present. When the DSP asked to produce the duty chart for the month of March, 2015. He stated that the Administrative Officer Sri P.Srinivasa Rao, instructed him orally to continue

Contd.,3

the duties as per the chart of previous month i.e. February, 2015, So far the fresh duty chart for the month of March, 2015 yet to be prepared. Thus it came to know that duty chart was not prepared for the month of March, 2015 by the Administrative Officer.

While the proceedings is going on, as usual the crew of the vehicles plying through the Incoming Commercial Check Post (ICP) visiting the counters of the said check post along with vehicle goods records in one hand and currency notes in other hand and paying the amounts to the staff for entering their goods particulars in the prescribed forms and for issuing computer generated tokens/receipts/slips(passes), in token of entering the transport material/goods particulars in the relevant records. As per the instructions of DSP, Mediator No.4Sri PulaputturuSrinivasulutook the amount so kept in the counters at 03:40 AM (25.03.2015) and on counting it arrives at Rs.12,900/-.

At random the following crew of the vehicles who paid mamools to the officials of Incoming commercial tax check post were secured and examined.

1. Sri Ravuri Ganesh, S/o Mallaiah, Age: 22 Years, Gollapudi Village, Vijayawada, Krishna District, AP, Cell: 9985145991, from Chennai to Wankhedi, Maharashtra Vehicle No. AP 16 TX 5927 (Paid Rs.150/-).
2. Sri KothaVenkata Rao, S/o Guru Murthi, Age: 42 Years, D.No.48-7-1-2, Gunadala, Krishna District, 9441748319, from Chennai to Vijayawada,Vehicle No. AP16TV5779 (Paid Rs.50/).
3. Sri MoppupatiBhaskar Rao, S/o Brahma Naidu, Age: 49 Years,R/o Ramavappadu Village, Vijayawada Rural, Krishna District, AP, cell: 9440206577 from Chennai to Kolkatta, Vehicle No. AP 16 TG 2598 (Paid Rs.100/-).

When examined they stated that they are paying amounts as mamools as a routine process to them and they are paying the mamools to the officials of Incoming Commercial Tax check post for not looking in to the violations they have committed in transportation of goods and materials and to obtain transit permits/tokens etc.,Thereby the government servant obtained peculiar advantage which is infringement of the conduct rules.Their statements were obtained to that affect.

The DSP asked the officers available in the Incoming Commercial Tax Check Post about the amount of Rs.12,900/- paid by the crew of the vehicles as mamools, they kept silent and did not say anything. The DSP seized the above unaccounted amount of Rs.12,900/- for further verification.

The surprise check revealed that the outgoing commercial tax wing officials on the instructions of the government servant collected mamools ranging from Rs.50/- to Rs.150/- from the crew of vehicles plying through the check post by ignoring their rules while checking the records. An un-accountable amount of Rs.12,900/- which was under the control of the government servant and the amounts collected from the crew of vehicles plying through the check post as mamools was seized in their counters at outgoing commercial tax wing in the presence of meditators. Attendance registers/duty registers and personal cash register of ICP were seized.

Thus, Sri Perimetla Chenchu Rama Rao, S/o. Ramadas, Assistant Commercial Officer (Rtd.,) by his above mentioned acts has exhibited lack of integrity, devotion to duty and there by contravened Rule 3(1) & 3(2) of APCS (Conduct) Rules, 1964 r/w Rule 9 of A.P. Revised Pension Rules, 1980.

Thus the retired government servant has therefore rendered himself liable for departmental action for major penalty for his misconduct.

Hence, the charge.

N.GULZAR
SECRETARY TO GOVERNMENT (CT)

//FORWARDED:: BY ORDER//

SECTION OFFICER

ANNEXURE-III

LIST OF DOCUMENTS BY WHICH THE ARTICLES OF CHARGE FRAMED AGAINST SRI PURIMETLA CHENCHU RAMA RAO, ASSISTANT COMMERCIAL TAX OFFICER (RTD.,) OFFICE OF THE DCTO, ICP, BV PALEM CHECK POST, SPSR NELLORE DISTRICT ARE PROPOSED TO BE SUSTAINED.

1) Mediators report, Dated:24/25.03.2015 drafted at the Integrated Check Post, BV Palem, Tada Mandal, SPSR Nellore District.

2) Duty Register,O/o. the A.O. ICP, BV Palem, Tada Mandal, SPSR Nellore District.

3) Duty Charts of the staff of the Incoming and Outgoing Commercial Tax wings, ICP, BV Palem, Tada Mandal, SPSR Nellore District.

4) Service Particulars of Charged Officer Sri PurimetlaChenchu Rama Rao furnished by the A.O, ICP, B.V.Palem, Tada Mandal, SPSR Nellore District.

If any document is necessary will be produced during the enquiry.

N.GULZAR
SECRETARY TO GOVERNMENT (CT)

//FORWARDED:: BY ORDER//

SECTION OFFICER

ANNEXURE-IV

LIST OF WITNESSES BY WHOM THE ARTICLES OF CHARGE FRAMED AGAINST SRI PURIMETLA CHENCHU RAMA RAO, ASSISTANT COMMERCIAL TAX OFFICER (RTD.,) OFFICE OF THE DCTO, ICP, BV PALEM CHECK POST, SPSR NELLORE DISTRICT ARE PROPOSED TO BE SUSTAINED.

1) Sri Pujala Venkata Narayana Divakara Rao, S/o. P. Hanumantha Rao, 49 years, Deputy Executive Engineer, SSLC & SB SUB Division No.2, Podalakuru, SPSR Nellore District.

2) Sri Palla Srinivasulu, S/o.Lingaiah, 40 years, Typist, O/o. the SSLC & SB Circle Office, Dargamitta, Nellore, SPSR Nellore District.

3) Sri Mannimala Venkata Ratnam, S/o. Venkaiah, 42 years, Assistant Engineer, O/o. the R&B, Rapur, SPSR Nellore District.

4) Sri PulaputturuSrinivasulu, S/o. Chinakasaiah, 44 Years, Junior Assistant, O/o. the Superintendent Engineer, Telugu Ganga Project, Nellore, SPSR Nellore District.

5) Sri Parchuri Mallikarjuna Rao S/o. Hazarath, Age: 30 Years, Asst. Executive Engineer, Irrigation Department, SSLC & SB SUB Division No.2, Podalakuru, SPSR Nellore District.

6) Sri Malli. Mallikarjuna S/o. Guravaiah, Age: 30 Years, Jr. Asst, R&B Department, Nellore Division, Nellore, SPSR Nellore District. (Sl.Nos.1 to 6 are the mediators, proceedings were conducted in their presence and Sl.No.2 was typed the Mediators Report, Dt.24/25.03.2015).

7) Sri Ravuri Ganesh, S/o.Mallaiah, 22 years, Gollapudi Village, Vijayawada, Krishna District, Cell: 9985145991, from Chennai to Wankhedi, Maharashtra Vehicle No. AP 16 TX 5927 (Paid Rs.150/-).

8) Sri Kotha Venkata Rao, S/o. Guru Murthy, 42 years, D.No.48-7-1-2, Gunadala, Krishna District, Cell: 9441748319, from Chennai to Vijayawada, Vehicle No. AP 16 TV 5779 (Paid Rs. 50/-).

9) Sri Moppupati Bhaskar Rao, S/o. Brahma Naidu, 49 years, Ramavappadu Village, Vijayawada Rural, Krishna District, Cell- 9440206577 from Chennai to Kolkatta, Vehicle No. AP 16 TG 2598 (Paid Rs.100/-). (Sl.Nos.7 to 9 are the vehicle drivers who were paidmamools to the officials of Incoming Commercial Tax check post for not looking in to the violations they have committed in transportation of goods and materials and to obtain transit permits/tokens etc.,)

10) Sri R.V.S.N.Murthy, DSP,ACB, Prakasam Range, i/c Nellore Range, Nellore.

11) Sri M. Krupanandam, Inspector of Police, ACB, Nellore Range, Nellore.

If any witness is necessary will be produced during the enquiry.

N.GULZAR
SECRETARY TO GOVERNMENT (CT)

//FORWARDED:: BY ORDER//

SECTION OFFICER